



Government of
Saskatchewan

ANNUAL REPORT 1990

**Saskatchewan
Public and Private
Rights Board**



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Saskatchewan



**Saskatchewan
Public and Private
Rights Board**

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February 15, 1991

Honourable Grant Devine
President of the Executive Council

Dear Mr. Premier:

As per Section 6(3) of The Expropriation Procedure Act, I have the honour to submit to you the Annual Report of the Public and Private Rights Board for the period January 1, 1990 to December 31, 1990.

Respectfully submitted,

Kenneth W. Acton
Chairman

/amn

The Public and Private Rights Board staff
as at December 31, 1990:

K.W. Acton, Chairman

Arlene M. Nicol, Administrative Assistant

REPORT ON ACTIVITIES

Under The Expropriation Procedure Act, the Public and Private Rights Board has the authority to review matters relating to the expropriation of land or the intention to acquire land by expropriating authorities. The Board investigates and conducts negotiations between landowners and expropriating authorities to reach a solution acceptable to both parties.

Landowners may request the board to review either or both:

- (a) the route, situation or design of a public improvement;
- (b) the amount of compensation offered for the expropriated land.

During 1990, the Board handled twenty-three (23) claims, including six (6) new claims received in 1990 and seventeen (17) claims carried forward from 1989. The Board concluded its investigations and negotiations of sixteen (16) claims and carried forward into 1991 seven (7) requests under active negotiation.

In past years, the Public and Private Rights Board has expressed concerns regarding the compensation paid for easements as well as the consistency of the amounts paid by the various expropriating authorities.

The Board is pleased to report that there has been some improvement in this area. Saskatchewan Telecommunications has recently introduced a new compensation policy for easements which should be received positively by landowners in the province.

The Board continues to receive co-operation from all expropriating authorities with which it is empowered to interact.

ADMINISTRATION

Ms. Pauline Duncan served as Member and Chairperson of the Public and Private Rights Board from 1984 to June 31, 1990. Kenneth W. Acton replaced Ms. Duncan on July 1, 1990.

To enhance its mediative role, the Public and Private Rights Board began occupying common office space with Mediation Services, Saskatchewan Justice, on August 1, 1990.

Since that date, professional Mediators under contract with Mediation Services have been employed by the Board to investigate and mediate route, situation or design and compensation claims. Both landowners and expropriating authorities have responded positively to this change.

NUMBER AND NATURE OF CLAIMS RECEIVED, NEGOTIATED, RESOLVED OR CARRIED FORWARD BY THE BOARD IN 1990

NUMBER AND NATURE OF CLAIMS NEGOTIATED IN 1990

(A) Carried forward from 1989:

i)	Route, Situation or Design	5	
ii)	Compensation	<u>12</u>	
	SUBTOTAL		17

(B) New claims received in 1990:

i)	Route, Situation or Design	3	
ii)	Compensation	<u>3</u>	
	SUBTOTAL		<u>6</u>

TOTAL			23
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NUMBER AND NATURE OF CLAIMS RESOLVED IN 1990

i)	Route, Situation or Design	5	
ii)	Compensation	<u>11</u>	

TOTAL			16
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NUMBER AND NATURE OF CLAIMS CARRIED FORWARD INTO 1991

i)	Route, Situation or Design	3	
ii)	Compensation	<u>4</u>	

TOTAL			7
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NUMBER OF CLAIMS RECEIVED BY THE BOARD IN 1990 BY EXPROPRIATING AUTHORITY INVOLVED

<u>EXPROPRIATING AUTHORITY</u>	<u>ROUTE, SITUATION OR DESIGN</u>	<u>COMPENSATION</u>	<u>TOTAL</u>
Saskatchewan Highways	1	-	1
Saskatchewan Telecommunications	2	2	4
Miscellaneous	-	1	1

NUMBER OF CLAIMS NEGOTIATED BY THE BOARD IN 1990 BY EXPROPRIATING AUTHORITY INVOLVED

<u>EXPROPRIATING AUTHORITY</u>	<u>ROUTE, SITUATION OR DESIGN</u>	<u>COMPENSATION</u>	<u>TOTAL</u>
Saskatchewan Highways	3	2	5
Saskatchewan Telecommunications	4	10	14
Saskatchewan Power Corporation	1	2	3
Miscellaneous	-	1	1

NUMBER OF CLAIMS RESOLVED BY THE BOARD IN 1990 BY EXPROPRIATING AUTHORITY INVOLVED

<u>EXPROPRIATING AUTHORITY</u>	<u>ROUTE, SITUATION OR DESIGN</u>	<u>COMPENSATION</u>	<u>TOTAL</u>
Saskatchewan Highways	3	2	5
Saskatchewan Telecommunications	2	8	10
Saskatchewan Power Corporation	-	1	1

NUMBER OF CLAIMS RECEIVED BY THE BOARD 1980 - 1990

<u>YEAR</u>	<u>ROUTE, SITUATION OR DESIGN</u>	<u>COMPENSATION</u>	<u>MISCELLANEOUS</u>	<u>TOTAL</u>
1980	4	9	3	16
1981	53	55	-	108
1982	38	58	-	96
1983	4	8	-	12
1984	8	22	-	30
1985	8	12	-	20
1986	52	31	-	83
1987	17	17	-	34
1988	20	14	-	34
1989	17	20	-	37
1990	3	3	-	6

NUMBER OF CLAIMS RECEIVED BY THE BOARD
BY EXPROPRIATING AUTHORITY INVOLVED

1980 - 1990

YEAR	CONSERVATION AND DEVELOPMENT AREA AUTHORITIES	SASK. HIGHWAYS	SASK. POWER	SASK TEL	MISCELLANEOUS
1980	2	8	2	1	3
1981	7	11	80	4	6
1982	33	2	53	8	-
1983	-	-	1	11	-
1984	-	7	5	17	1
1985	1	2	4	11	2
1986	2	12	31	36	2
1987	1	2	1	28	2
1988	2	6	8	17	1
1989	-	5	14	18	-
1990	-	1		4	1

NUMBER OF CLAIMS NEGOTIATED BY THE BOARD 1980 - 1990

<u>YEAR</u>	<u>ROUTE, SITUATION OR DESIGN</u>	<u>COMPENSATION</u>	<u>TOTAL</u>
1980	4	9	13
1981	51	51	102
1982	38	58	96
1983	2	8	10
1984	38	28	66
1985	10	33	43
1986	54	49	103
1987	51	50	101
1988	47	41	88
1989	25	36	61
1990	8	15	23

NUMBER OF CLAIMS NEGOTIATED BY THE BOARD
BY EXPROPRIATING AUTHORITY INVOLVED

1980 - 1990

YEAR	CONSERVATION AND DEVELOPMENT AREA AUTHORITIES	SASK. HIGHWAYS	SASK. POWER	SASK TEL	MISCELLANEOUS
1980	1	5	2	2	3
1981	7	11	80	4	-
1982	33	2	53	8	-
1983	-	-	1	9	-
1984	32	3	5	26	-
1985	1	9	7	25	1
1986	3	15	36	48	1
1987	4	7	34	54	2
1988	4	9	32	41	2
1989	-	9	14	38	-
1990	-	5	3	14	1